

REMARKS/ARGUMENTS

The Examiner is requiring restriction to one of the following groups:

Group I: Claims 1-10, drawn to an antifoam and/or deaerator composition and an additive therefore.

Group II: Claim 11, drawn to an improper “use” claim, which is not properly classifiable.

Group III: Claims 12-14, drawn to methods of controlling foam; and

Group IV: Claims 15, drawn to a paper made by a method of adding an antifoam and/or deaerator to a process for making paper.

Applicants hereby elect Group I, Claims 1-10, drawn to an antifoam and/or deaerator composition and an additive therefor, with traverse on the grounds that no adequate reasons and/or examples have been provided to support a conclusion of patentable distinctiveness between the identified groups. Also, it has not been shown that a burden exists in searching the claims of the four groups.

Moreover, the MPEP at §803 states as follows:

“If the search and examination of an entire application can be made without a serious burden, the Examiner must examine it on the merits, even though it includes claims to distinct or independent inventions.”

Applicants respectfully submit that a search of all of the claims would not impose a serious burden on the Office.

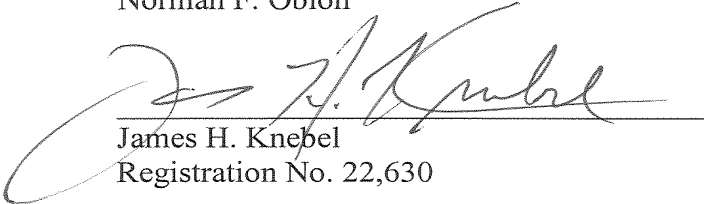
Accordingly, and for the reasons presented above, Applicants submit that the Office has failed to meet the burden necessary in order to sustain the Restriction Requirement.

Withdrawal of the Restriction Requirement is respectfully requested.

Applicants respectfully submit that the above-identified application is now in condition for examination on the merits, and early notice of such action is earnestly solicited.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
Norman F. Oblon



James H. Knebel  
Registration No. 22,630

Customer Number

**22850**

Tel: (703) 413-3000

Fax: (703) 413 -2220

(OSMMN 03/06)